

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of  
Dr. Frank HENGLEIN et al.

Confirmation No. 1551

Date: March 15, 2007

Serial No.: 10/582,066

Int'l. Appln. No.: PCT/DE2004/002703

Int'l. Filing Date: 9 December 2004

For: COSMETIC PREPARATIONS FOR THE GENERATION OF A COSMETIC  
COVERING WITH A METALLIC AND MULTI-COLOURED SHIMMERING  
APPEARANCE AND ARTIFICIAL FINGERNAIL

**VIA EFS WEB**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**SUBMISSION OF SUBSTITUTE DECLARATION**

Sir:

Enclosed please find a newly executed Substitute Declaration and Power of Attorney for filing in the above-identified patent application.

The original Declaration filed on December 8, 2006 was in error, concerned another U.S. application and was not intended to be submitted for the above application.

It is requested that the enclosed Declaration and Power of Attorney be made of record in the file.

If a fee is due for submission of this correct Declaration, please charge our Deposit

Account No. 15-0700.

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on March 15, 2007:

Robert C. Faber

Name of applicant, assignee or  
Registered Representative

Signature

March 15, 2007

Date of Signature

Respectfully submitted,

Robert C. Faber

Registration No.: 24,322

OSTROLENK, FABER, GERB & SOFFEN, LLP

1180 Avenue of the Americas

New York, New York 10036-8403

Telephone: (212) 382-0700

RCF:mjb

UNITED STATES OF AMERICA  
COMBINED DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

OFCS FILE NO.  
P/746-5

As a below named inventor, I hereby declare that: my residence, post office address and citizenship are as stated below next to my name; that I verily believe that I am the original, first and sole inventor (if only one name is listed below) or a joint inventor (if plural inventors are named) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**COSMETIC PREPARATIONS FOR THE GENERATION OF A COSMETIC COVERING WITH A METALLIC AND MULTI-COLOURED SHIMMERING APPEARANCE AND ARTIFICIAL FINGERNAIL**

the specification of which is attached hereto, unless the following box is checked:

X was filed on 9 December 2004 as United States patent Application Number or PCT International patent application number PCT/DE2004/002703 and was amended on \_\_\_\_\_ (if any).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose all information known to be material to patentability in accordance with Title 37, Code of Federal Regulations, §1.56.

I hereby claim priority benefits under Title 35, United States Code §119 of any foreign application(s) for patent or inventor's certificate or United States provisional application(s) listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign or Provisional Application(s)

COUNTRY	APPLICATION NUMBER	DATE OF FILING (day, month, year)	PRIORITY CLAIMED UNDER 35 U.S.C. 119
Germany	103 58 091.3	10 December 2003	YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>
			YES <input type="checkbox"/> NO <input type="checkbox"/>
			YES <input type="checkbox"/> NO <input type="checkbox"/>

I hereby claim the benefits under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56 which becomes available between the filing date of the prior application and the national or PCT international filing date of this application.

UNITED STATES APPLICATION NUMBER	DATE OF FILING (day, month, year)	STATUS (patented, pending, abandoned)

I hereby appoint customer no. 2352 OSTROLENK, FABER, GERB & SOFFEN, LLP, and the members of the firm, Samuel H. Weiner - Reg. No. 18,519; Jerome M. Berliner - Reg. No. 18,653; Robert C. Faber - Reg. No. 24,322; Max Moskowitz - Reg. No. 30,576; James A. Finder - Reg. No. 30,173; William O. Gray, III - Reg. No. 30,944; Louis C. Dujmick - Reg. No. 30,615, and Douglas A. Miro, as attorneys with full power of substitution and revocation to prosecute this application, to transact all business in the Patent & Trademark Office connected therewith and to receive all correspondence.

SEND CORRESPONDENCE TO: OSTROLENK, FABER, GERB & SOFFEN, LLP  
1180 AVENUE OF THE AMERICAS  
NEW YORK, NEW YORK 10036-8403  
CUSTOMER NO. 2352

DIRECT TELEPHONE CALLS TO:  
(212) 382-0700

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

FULL NAME OF SOLE OR FIRST INVENTOR  
Dr. Frank HENGLEIN

INVENTOR'S SIGNATURE  
x *F. Henglein*

DATE  
07/01/2007

RESIDENCE (City and either State or Foreign Country)  
Nürnberg, Germany

COUNTRY OF CITIZENSHIP  
Germany

POST OFFICE ADDRESS

Virchowstrasse 17, 90409, Nürnberg, Germany

FULL NAME OF SECOND JOINT INVENTOR (if any)  
Dr. Thomas SCHUSTER

INVENTOR'S SIGNATURE  
x *T. Schuster*

DATE  
03/02/2007

RESIDENCE (City and either State or Foreign Country)  
Laut, Germany

COUNTRY OF CITIZENSHIP  
Germany

POST OFFICE ADDRESS

Frankenstrasse 9, 91207, Laut, Germany